

MINUTES
BOARD OF LICENSED PROFESSIONAL COUNSELORS, MARITAL & FAMILY
THERAPISTS AND CLINICAL PASTORAL THERAPISTS

DATE: February 13, 2004

TIME: 9:00 a.m., C.S.T.

LOCATION: Tennessee Room
Ground Floor, Cordell Hull Building
Nashville, TN

MEMBERS

PRESENT: Dr. Stuart Bonnington, President
Dr. Murphy Martin, Secretary/Treasurer
Dr. Robert Kirk
Dr. Dan Hammer
Dr. Janet E. Scott

STAFF

PRESENT: Sheila Bush, Board Administrator
Robbie Bell, HRB Director
Ernest Sykes, Advisory Attorney
Barbara Maxwell, Administrative Director
Jerry Kosten, Rules Manager

Dr. Bonnington, President, called the board meeting to order at 9:05 a.m., on February 13, 2004. All board members were in attendance.

On behalf of the board, Dr. Bonnington presented Dr. Michael Cravens a plaque for eight years of outstanding service to the board as board president and board member. Dr. Bonnington said Dr. Cravens made a major contribution to the board and the profession. Dr. Cravens thanked the board for the plaque and stated working with the board has been the highlight of his career.

Approval of Minutes

Upon review of the November 7, 2003 minutes, Dr. Kirk made a motion, seconded by Dr. Scott to approve the minutes as written. The motion carried.

Dr. Brenda Dew, President, Tennessee Association of Marital and Family Therapist (TAMFT)

Dr. Dew addressed the board to request an amendment to the rules to change the wording provider in regards to continuing education. Dr. Dew stated TAMFT works with continuing education programs to assure the programs contain the required level of coursework but is not a course

provider nor do they have the authority to approve programs. Dr. Dew said TMFT would like to form a committee to review and approve requests for continuing education courses. Upon discussion, Dr. Kirk made a motion, seconded by Dr. Martin, to amend Rules 0450-1-.12, 0450-2-.12 and 0450-3-.12 to change the wording “provider” to “sponsor” and include the TAMFT under pre-approved course sponsors. The motion carried.

Administrative Report

Ms. Bush stated there were 942 active, 131 retired and 119 failed to renew Licensed Professional Counselors (LPC's); 255 active, 49 retired and 33 failed to renew Marital and Family Therapists (MFT's); and, 24 active, three (3) retired and Three (3) failed to renew Certified Pastoral Therapists (CPT's).

Ms. Bush said between October 27, 2003 and February 4, 2004, 12 LPC's, three (3) MFT's and zero (0) CPT's renewed their licenses online.

Ms. Bush said Health Related Board has changed their toll free number to 800/778-4123.

Investigative Report

Ms. Phelps reviewed the Investigative Report stating there were seven (7) complaints against LPC's carried over from 2003, one (1) closed with no action and six (6) referred to OGC. Ms. Phelps stated there were no complaints against MFT's and CPT's.

Disciplinary Report

Ms. Phelps stated there was one disciplined LPC whose probation expires May 6, 2005. Ms. Phelps said the disciplined practitioner must complete continuing education requirements and appear before the board to lift the probation, but no civil penalties or costs were assessed.

Ms. Phelps reviewed the disciplinary overview report which gives the history of all disciplined LPC's, MFT's and CPT's.

Dr. Hammer asked if the associations were being notified of disciplinary actions. Ms. Phelps said there were issues with notifying the associations such as releasing social security numbers and other pertinent practitioner information. Ms. Phelps stated there was a list of monthly disciplinary actions at the department's website and associations can get a copy of the disciplinary action under licensure verification.

Office of General Counsel (OGC) Report

In the absence of Richard Russell, Ernest Sykes, Advisory Attorney, discussed the Conflict of Interest policy. Mr. Sykes said if an action came before the board in which a board member had any interest, the board member must disclose that interest so it can be determined if the member should recuse themselves from the proceedings.

Mr. Sykes stated the amendments to Rules 045-1-.04, .05, .07, 0450-1, 2, 3.08 regarding oral examinations became effective November 18, 2003 and January 17, 2004.

Mr. Sykes said Rules 0450-1-.01, .02, .10, .12, 0450-2-.12, 0450-3-.01, .03, .04, .05, .06, .07, .08, .09, .11, .12, .13, .15, .16, .17, .19 regarding CPT certified to “licensed”, PC-MHSP scope, no CPCAS supervisor were sent to the Attorney General January 13, 2004.

Report from Jerry Kosten

Mr. Kosten stated a rulemaking hearing was conducted December 23, 2003 to amend Rules 0450-1-.15, 0450-2-.15 and 0450-3-.15 regarding disciplinary actions, civil penalties, order modifications, settlements and screening panels. Upon review of the amendments, Dr. Kirk made a motion, seconded by Dr. Martin, to accept the amendments as written. A roll call vote was conducted and all members voted in the affirmative.

Mr. Kosten stated a rulemaking hearing was conducted January 26, 2004 to amend Rules 0450-1-.07, 0450-2-.07, 0450-3-.07 and 0450-3-.08 regarding housekeeping amendments to make the rules consistent and reduce the pastoral therapist and marital and family therapist licensure fees from \$250 to \$200. Upon review, Dr. Hammer made a motion, seconded by Dr. Kirk, to accept the amendments as written. The motion carried.

Financial Report

Mr. Kosten stated the last fee increase on July 30, 2003 helped the board accumulate a surplus for 2002 and 2003 and a positive \$42,000 projected current year net.

Report from Nick Aemisegger, Jr., General Counsel, Office of General Counsel

Mr. Aemisegger introduced himself to the board and said he has been with the Office of General Counsel for two years. Mr. Aemisegger said during the two year period they have gone through a period of turmoil when ten (10) attorneys left the first year in the new administration. Mr. Aemisegger said OGC has nine (9) litigating attorneys, closing from 350 to 400 cases per year, and four (4) advisory attorneys. Mr. Aemisegger discussed the process in reviewing and litigating cases, indicating you cannot determine the number of cases by the number of complaints as you may have twenty (20) complaints against one practitioner.

Review and Ratify Oral Examination Results

Upon review, Dr. Hammer made a motion, seconded by Dr. Kirk to ratify the following passing scores of the oral examination:

Marital and Family Therapists

Alexandra Hieb
Michael Waldrop
Linda Mabe

**Georgeann Wood
Yanah Sullins
Cecilie Sorrells
Mary Coe
Valli VanEron
Harry Green
Kenneth Sanderfer**

Licensed Professional Counselors/MHSP

**Rebecca Stein
Ryan Peters
Christine Givens
Elysse Beasley
Mark Spaargaren
Mary Marley
Patricia Starbird
Melinda Keesy
Holly Hardin
Sylvia Whaley
Janet Ferrell
Lavonice Williams
Hunter Flournoy
Kay Wells
Tera Mikula
Brian Jones
Deborah Rowan
Deborah Vaughn
Jennifer Longmire
Beverly Helfand
Connie Mazza
Sharon Husky
Tabi Upton
Deborah Carey
Richard Griffin
Sara Scott
Tracy Brockman
Lisa Beavers
Kimberly McCaskill
Patricia Hipps
Debbie Harrison
Jimmy Garner
Stacey Prater**

Licensed Professional Counselors

Mary Hikchey

The motion carried.

Dr. Hammer made a motion, seconded by Dr. Kirk, to ratify the following failed oral examination result:

Licensed Professional Counselor/MHSP

Jennifer Walker

The motion carried.

Review and Ratify Temporary License and MHSP Endorsement

Upon review, Dr. Martin made a motion, seconded by Dr. Hammer, to ratify the following temporary licenses and MHSP endorsements:

Marital and Family Therapists

**Ashley Duams
Luther Brewer**

Licensed Professional Counselors/MHSPU

**Benjamin Roberts
Juanita Gamache
Jennifer Parker
Marlena Barber
Janet Ellis
Rainey Brown**

MHSP Endorsement

**Julie Brown
Gayle Emery**

The motion carried.

Review New and Amended Applications

Upon review of the Licensed Clinical Pastoral Therapy upgrade application, Dr. Martin made a motion, seconded by Dr. Scott, to approve the applications with noted corrections for submission to the forms committee. The motion carried.

Upon review of the amended Licensed Professional Counselors license, Dr. Martin made a motion, seconded by Dr. Hammer, to approve the application for submission to the forms committee. The motion carried.

Review and Ratify Licensed Professional Counselors Applications

Upon review, Dr. Martin made a motion, seconded by Dr. Hammer to ratify the following newly Licensed Professional Counselors and Marital and Family Therapists:

Licensed Professional Counselors

Betty A. Barnette
Lisa A. Beavers
Tracy F. Brockman
Rhonda M. Bryant
Deborah L. Carey
Marie E. Crawford
Lisa M. Dorn
Janet L. Ferrell
Hunter Flournoy
Jimmy N. Gardner
Linda Gentles
David B. Grantham
Richard L. Griffin
Angela Detrich Gross
Debbie S. Harrison
Beverly A. Helfand
Mary R. Hilchey
Patricia A. Hipps
Sharon T. Huskey
Brian L. Jones
Kelli M. Jones
Jennifer S. Longmire
Connie Mazza
Kimberly S. McCaskill
Tera S. Mikula
Sylvia Mudenda-Whaley
John R. Perry, Jr.
Stacey C. Prater
Deborah G. Rowan
Clifford R. Runion
Brian Scott
Sara C. Scott
Carol G. Tessier
Tabi R. Upton
Deborah D. Vaughn

Kay B. Wells
C. Lavonice Williams

Licensed Marital and Family Therapists:

Mary J. Coe
Marla M. DeLong
Steven D. Gillespie
Harry T. Green
Wanda P. Kelley
Clayton G. Notgrass
Kenneth C. Sanderfer
Alexandra M. Vance
Valli Vaneron

The motion carried.

Application Review

The board reviewed the application of **Frances Agunye-Anable**, who is applying for a clinical pastoral therapist. Mr. Agunye-Anable has a graduate degree from an unaccredited university in South Carolina and a master's degree from a school of theology in Italy which is not regionally accredited or accredited by a recognized association. Upon conclusion of the application review, Dr. Kirk made a motion, seconded by Dr. Martin, to deem the application incomplete pending further research by the board attorney, Richard Russell, regarding the educational requirements for licensure. The motion carried.

The board reviewed the application of **Patricia Reis**, Marital and Family Therapist applicant, requesting for an extension of a temporary license to obtain the remainder of her supervised hours. Upon review of the request, Dr. Martin made a motion, seconded by Dr. Hammer, to notify Ms. Reis that her temporary license is valid until April 2004, the board does not have the power to extend the temporary license and that her letterhead does not conform with her title. The motion carried.

Adjourn

With no other board business to conduct, Dr. Kirk made a motion, seconded by Dr. Hammer to adjourn at 11:15 a.m.

SO/G3034132/PCmin